

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Irrigation & C.A.D. Department – Allegation of corruption against Sri N. Satyanarayana, Senior Assistant (Retd.), earlier worked at the office of the Executive Engineer, Division No.2, Sriramsagar Project, Chintagattu, Warangal District – Departmental action initiated under rule 20 of A.P.C.S. (CC & A) Rules, 1991 for violation of A.P.C.S. (Conduct) Rules, 1964 – Charge held proved – Imposition of penalty of 5% cut in pension for a period of five (5) years on Sri N. Satyanarayana, Senior Assistant (Retd.) – Orders – Issued.

IRRIGATION & COMMAND AREA DEVELOPMENT (SER.VI-2) DEPARTMENT

G.O.Ms.No. 112

Dated 24.12.2013.
Read the following:-

1. From the Director General, Anti-Corruption Bureau, Hyderabad, Letter Rc.No.258/RCT-WWL/2003-S5, dated 20.11.2003.
2. Proceedings No.SE/CCH/ES/E2/2451, dated 16.12.2003 of Superintending Engineer, Irrigation & C.A.D. Department, Construction Circle, Hanamkonda.
3. From the Director General, Anti-Corruption Bureau, Hyderabad, Letter Rc.No.258/RCT-WWL/2003-S5, dated 28.12.2004.
4. G.O.Rt.No.601, Irrigation & C.A.D. (Ser.VI) Department, dated 18.05.2005.
5. From Sri N. Satyanarayana, Senior Assistant written statement of defence, dated 21.06.2005.
6. G.O.Rt.No.1670, Irrigation & C.A.D. (Ser.VI) Department, dated 18.12.2006.
7. Govt.Memo.No.4705/Ser.VI/A2/2003-11, dated 20.01.2007.
8. From Smt. Chandana Khan, I.A.S., Commissioner of Inquiries, General Administration. (COI) Department, D.O. Letter No.581/COI-CK/2006, dated 27.02.2008.
9. Govt.Memo.No.4705/Ser.VI/A2/2003-14, dated 24.03.2008.
10. Govt.Memo.No.4705/Ser.VI/A2/2003-30, dated 18.01.2012.
11. From Sri N. Satyanarayana, Senior Assistant (Retd.) representation, dated 26.10.2012.
12. Govt. Letter No.4705/Ser.VI/A2/2003-38, 40, 41 & 42, dated 05.08.2013, 28.10.2013, 23.11.2013 & 07.12.2013.
13. From the Secretary, A.P.P.S.C., Hyderabad, Letter No.1764/RT/3/2013, dated 12.12.2013.

ORDER:-

In the reference 1st read above, it has been brought to the notice of Government that a trap case was registered by the Anti-Corruption Bureau authorities on 12.11.2003 against Sri N. Satyanarayana, Senior Assistant and another of the office of the Executive Engineer, Division No.2, Sriramsagar Project, Chintagattu, Warangal District, while they were demanding and accepting the bribe amount from the complainant, for doing official duty of processing the bills towards hire charges for the jeep bearing No.APO-7347 of the complainant.

2. In the reference 2nd read above, the Superintending Engineer, Irrigation & C.A.D. Department, Construction Circle, Hanamkonda issued orders, placing Sri N. Satyanarayana, Senior Assistant under suspension under sub-rule 1 © of rule 8 of A.P.C.S. (CC & A) Rules, 1991.

3. As per the recommendations of the Director General, Anti-Corruption Bureau, Hyderabad in the reference 3rd read above, departmental action was initiated against Sri N. Satyanarayana, Senior Assistant for violation of A.P.C.S. (Conduct) Rules, 1964 and in the reference 4th read above, issued Articles of Charges against him under rule 20 of the A.P.C.S. (CC & A) Rules, 1991, inviting his written statement of defence.

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4. In the reference 5th read above, Sri N. Satyanarayana, Senior Assistant has submitted his written statement of defence, denying the charge framed against him.

5. In reference 6th read above, orders have been issued, appointing Smt. Chandana Khan, I.A.S., Member, Commissioner of Inquiries, General Administration Department as Inquiring Authority for conducting departmental inquiry into the charges framed against Sri N. Satyanarayana, Senior Assistant.

6. In the reference 7th read above, orders have been issued, appointing Sri S. Srinivasa Rao, Advocate as Presenting Officer to present the case before the Inquiring Authority on behalf of the disciplinary authority.

7. In the reference 8th read above, the Inquiring Authority has submitted her Inquiry Report stating that the charges framed against Sri N. Satyanarayana are substantially proved.

8. In the reference 9th read above, a copy of the Inquiry Report of the Inquiring Authority has been communicated to Sri N. Satyanarayana, Senior Assistant inviting his explanation, if any, on the findings of the Inquiring Authority.

9. Even though Sri N. Satyanarayana, Senior Assistant (Retd.) acknowledged the receipt of the Govt. Memo. 9th read above, he has not submitted his explanation. Therefore, Government have decided to take ex-parte decision in this regard and a provisional decision has been taken to impose a penalty of 5% cut in pension for a period of five (5) years against Sri N. Satyanarayana, Senior Assistant (Retd.). Accordingly, in the reference 10th read above, while indicating the quantum of above said penalty, Sri N. Satyanarayana, Senior Assistant (Retd.) has been directed to submit his representation, if any, on the proposed penalty, within a period of (15) days, for taking further action in the matter.

10. In the reference 11th read above, Sri N. Satyanarayana, Senior Assistant (Retd.) has submitted representation stating among other things that the Inquiring Authority without going into the merits and factual position and evidence on record gave a report holding the charge framed against him as proved; that the findings of the Inquiring Authority are biased and one sided and solely relied on the version of the department without considering the defence evidence and written arguments submitted by him; and that the proposed punishment to be imposed against him is harsh and disproportionate to the charge levelled against him and requested to exonerate him from the charges framed against him.

11. After careful examination of the matter, Government have observed that the charged officer Sri N. Satyanarayana, Senior Assistant, in his written statement of defence, dated 21.06.2005, admitted that he is not aware that annual property statement is required to be submitted every year though it is categorically mentioned in A.P.C.S. (Conduct) Rules, 1964 and accepted that it is his duty to file annual property statements every year. It has been further observed that in the present representation dated 26.12.2012 also, nowhere he mentioned that he has submitted the Annual Property Returns during his service. Therefore, it has been decided to confirm the provisional decision as decided upon earlier i.e. to impose a penalty of 5% cut in pension for a period of five (5) years against Sri N. Satyanarayana, Senior Assistant (Retd.). Accordingly, in the reference 12th read above, the Secretary, Andhra Pradesh Public Service Commission, Hyderabad has been requested to obtain the concurrence of the Commission on the proposed penalty of 5% cut in pension for a period of five (5) years against Sri N. Satyanarayana, Senior Assistant (Retd.), earlier worked in the office of the Executive Engineer, Division No.2, Sriramsagar Project, Chintagattu, Warangal District.

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12. In the reference 13th read above, the Secretary, A.P. Public Service Commission, Hyderabad has informed that, after careful examination of the disciplinary case in the light of the records made available, Commission agreed with the proposal of the Government to impose the penalty of 5% cut in pension for a period of five (5) years against Sri N. Satyanarayana, Senior Assistant (Retd.) and advised accordingly.

13. Government have examined the entire matter carefully and it has been decided to impose a penalty of 5% cut in pension for a period of five (5) years against Sri N. Satyanarayana, Senior Assistant (Retd.). Accordingly, Government hereby order to impose a penalty of 5% cut in pension for a period of five (5) years against Sri N. Satyanarayana, Senior Assistant (Retd.), earlier worked at the office of the Executive Engineer, Division No.2, Sriramsagar Project, Chintagattu, Warangal District.

14. A copy of the reference 13th read above is enclosed.

15. The receipt of the G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ADITYA NATH DAS
PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri N. Satyanarayana, Senior Assistant (Red.), earlier worked at the office of the Executive Engineer, Division No.2, Sriramsagar Project, Chintagattu, Warangal District through Engineer-in-Chief (A.W.), Irrigation & C.A.D. Department, Hyderabad. (w.e.)
The Engineer-in-Chief (A.W.), Irrigation & C.A.D. Department, Hyderabad.

Copy to:-

The Secretary, A.P. Public Service Commission, Hyderabad.

The Accountant General (A & E), Andhra Pradesh, Hyderabad.

The Director General, Anti-Corruption Bureau, Hyderabad.

The Secretary to Vigilance Commission, A.P. Vigilance Commission, Hyderabad.

SF/SC.

// FORWARDED: BY ORDER//

SECTION OFFICER